IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3 OF 2003

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.P.S. Dani for the Petitioner.

Mr.S.R. Nargolkar, A.G.P. for Respondent No.1.

Mr.Mujumdar for Respondent No.2.

CORAM : H.L. GOKHALE &
MRS. R.S. DALVI, JJ.

DATE : 7TH JULY 2005

P.C. :

1. Heard the counsel for the parties.

2. Mr.Mujumdar has placed on record a letter of the Deputy Municipal Commissioner dated 4th July 2005. The letter records that as directed by the High Court, the actual demarcation has been done on the land. Mr.Mujumdar further states that no structure or building of the Law College is in any way being affected in this road widening. Mr.Mujumdar has made this statement on the instructions of

Mr.Deepak Kulkarni, Assistant Engineer of the Municipal Corporation, who is present in Court.

3. Mr.Dani states that by the end of October 2005, the Law College will put up its own fencing on the demarcated line. The Corporation will not proceed for the purposes of road widening until then.

4. Then comes the question of appropriate compensation. Mr.Dani makes a request that an appropriate officer or mediator be appointed for deciding the amount. In our view, it would be better that the Commissioner takes up the matter with the Collector so that a Special Land Acquisition Officer is appointed who will decide what should be the correct compensation.

5. Petition stands disposed of with the above order.

(H.L. GOKHALE, J.)

(MRS. R.S. DALVI, J.)